FEB 1 8 2009

60,469-220 PA-000.05079-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant\

Richard N. Fargo

Serial Number:

10/537,384

Filed:

06/03/2005

Group Art Unit:

3651

Examiner:

Singh, Kavel

Title:

DRIVE BELT FOR A PASSENGER CONVEYOR

NOTICE OF APPEAL

Mail Stop AF Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals the final rejection of November 18, 2008. Applicant believes that fees in the amount of \$40.00 are due, as a Notice of Appeal was previously filed on January 23, 2008 and fees in the amount of \$510.00 were paid at that time. A Credit Card Payment Form in the amount of \$40.00 is attached. The Commissioner is authorized to charge Deposit Account No. 50-1482 in the name of Carlson, Gaskey & Olds for any additional fees or credit the account for any overpayment.

Respectfully submitted,

CARLSON, GASKEY & OLDS

djustment date: 02/20/2009 HMARZI1 1725/2008 VBUI11 00000002 1053738 FC:1401

00000002 10537384

510.00 DP

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Dated: February 18, 2009

Q2/20/2009 HMARZI1 00000012 10537384

Q1 FC:1401

540.00 OP

By:

60,469-220 PA-000.05079-US

CERTIFICATE OF FACSIMILE

I hereby certify that this Notice of Appeal, relative to Application Serial No. 10/537,384, is being facsimile transmitted to the Patent and Trademark Office (Fax No. (571) 273-8300) on February 18, 2009.

Theresa M. Palmateer

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